

### **CALL TO ORDER**

IN REGULAR SESSION Monday, May 5, 2014 at 7:00 P.M. in the Council Chambers of Town Hall, 323 West Michigan Avenue, Marshall, MI, the Marshall City Council was called to order by Mayor Dyer.

### **ROLL CALL**

Roll was called:

Present: Council Members: Mayor Dyer, Mankerian, Metzger, Miller, Reed, Revore, and Williams.

Also Present: City Manager Tarkiewicz.

Absent: None.

### **INVOCATION/PLEDGE OF ALLEGIANCE**

Mayor Dyer led the Pledge of Allegiance.

### **APPROVAL OF THE AGENDA**

**Moved** Metzger, supported Williams, to approve the agenda with the addition of item 13A – Planning Commission Appointment. On a voice vote – **MOTION CARRIED.**

### **PUBLIC COMMENT ON AGENDA ITEMS**

Tom Bell of Pleune Service Company spoke regarding the Marshall Regional Law Enforcement Center project and the award for bid.

Joe Michilizzi, Vice President of the Southwest Michigan Building and Construction Trades Council, spoke regarding the Marshall Regional Law Enforcement and the hiring of local contractors.

Art Kale, Chairman of the Calhoun County Board of Commissioners, expressed his enthusiasm on behalf of the County and recognized Jase Bolger and Mike Nofs for their efforts and their support for the Marshall Regional Law Enforcement Center.

### **CONSENT AGENDA**

**Moved** Miller, supported Mankerian, to approve the Consent Agenda:

- A. Schedule a public hearing for May 19, 2014 to hear public comment regarding the proposed FY 2015 General Fund, Special Revenue Funds, Enterprise Funds and Internal Service Funds budgets;

- B. Approve minutes of the City Council Work Session held on Saturday, April 12, 2014 and Regular session held on Monday, April 21, 2014;
- C. Approve city bills in the amount of \$ 308,457.19.

On a roll call vote – ayes: Mankerian, Metzger, Miller, Reed, Revore, Williams, and Mayor Dyer; nays: none. **MOTION CARRIED.**

### **PRESENTATIONS AND RECOGNITIONS**

None.

### **INFORMATIONAL ITEMS**

#### **A. Event Report – Exchange Club 75<sup>th</sup> Anniversary:**

An event report was provided by Theresa Chaney-Huggett for the Exchange Club 75<sup>th</sup> Anniversary on Monday, May 19, 2014.

### **PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION**

#### **A. P.A. 425 Land Transfer with Marshall Township:**

Mayor Dyer opened the public hearing to hear public comments on the proposed P.A. 425 Land Transfer for the parcel at 16950 F Drive North.

City Manager Tarkiewicz provided background on the proposed P.A. 425 Land Transfer for 16950 F Drive North.

Hearing no comments, the hearing was closed.

**Moved** Miller, supported Mankerian, to approve the P.A. 425 Land Transfer with Marshall Township for the parcel at 16950 F Drive North. On a roll call vote – ayes: Mankerian, Metzger, Miller, Reed, Revore, Williams, and Mayor Dyer; nays: none. **MOTION CARRIED.**

## CITY OF MARSHALL, MICHIGAN RESOLUTION #2014 - 08

### RESOLUTION AUTHORIZING EXECUTION OF CONTRACT FOR CONDITIONAL TRANSFER OF PROPERTY

**WHEREAS**, City of Marshall, owner of property commonly known as 16950 F Drive North, has petitioned the City of Marshall and Marshall Township for a Conditional Transfer of its property from Marshall Township into the City of Marshall; and

**WHEREAS**, on February 25, 2006 the City of Marshall entered into a Master 425 Agreement with the Township of Marshall; and

**WHEREAS**, the Master 425 Agreement facilitates the provision of City services, including municipal sewer, water, police and fire protection to properties currently within Marshall Township according to terms acceptable to both the Township of Marshall and the City of Marshall,

**NOW THEREFORE, BE IT RESOLVED**, that the City Manager and the Clerk are authorized to execute a Contract for Conditional Transfer of Property commonly known at 16950 F Drive North from the Township of Marshall to the City of Marshall.

**IT IS FURTHER RESOLVED**, that the Contract for Conditional Transfer shall be in the form of the attached document, subject to changes in form approved by the City Attorney.

As City Clerk I place my seal and sign my name that this is a true and accurate copy of the action taken by the Marshall City Council on May 5, 2014.

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Trisha Nelson, Clerk  
CITY OF MARSHALL

Dated: May 5, 2014

### **OLD BUSINESS**

None.

### **REPORTS AND RECOMMENDATIONS**

#### **A. Building Authority Lease Agreement:**

**Moved** Metzger, supported Williams, to approve the Contract of Lease Agreement between the Marshall Building Authority and the City of Marshall for the lease of space at the Marshall Regional Law Enforcement Center, Fire Station and City Hall. On a roll call vote – ayes: Miller, Reed, Revore, Williams, Mayor Dyer, Mankerian, and Metzger; nays: none. **MOTION CARRIED.**

#### **B. Fire Station Construction:**

**Moved** Miller, supported Metzger, to approve the expenditure of \$2,540,651 for the construction of the new Fire Station with Clark Construction. On a roll call vote – ayes: Reed, Revore, Williams, Mayor Dyer, Mankerian, Metzger, and Miller; nays: none. **MOTION CARRIED.**

#### **C. CGAP Grant Award:**

**Moved** Williams, supported Reed, to approve the resolution accepting the CGAP Grant Award from the State of Michigan. On a roll call vote – ayes: Revore, Williams, Mayor Dyer, Mankerian, Metzger, Miller, and Reed; nays: none.  
**MOTION CARRIED.**

**CITY OF MARSHALL, MICHIGAN  
Resolution #2014-09**

**City of Marshall Authorizing Resolution for the  
State of Michigan Department of Treasury Competitive Assistance Program  
(CGAP) formerly known as the Economic Vitality Incentive Program  
(EVIP) Grant Agreement for a Shared Police Facility Construction**

Upon motion made by Council Member Williams: seconded by Council Member Reed, the following resolution was adopted:

“RESOLVED, that the City of Marshall, Michigan, does hereby accept the terms of the Agreement, in a letter dated **April 01, 2014**, as received from the Michigan Department of Treasury, and that the City of Marshall does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate all funds necessary to complete the building design fees, costs, contracted services and surveying during the project period in the award amount of **\$416,633.00**
2. To maintain satisfactory financial accounts, documents and records to make them available to the DEPARTMENT for auditing at reasonable times.
3. To provide such funds, services and materials as may be necessary to satisfy the terms of said agreement.
4. To comply with any and all terms of said Agreement including all terms not specifically set forth in the foregoing portions of this resolution.

The following aye votes were recorded: Mayor Dyer, Mankerian, Metzger, Miller, Reed, Revore, and Williams.

The following nay votes were recorded: None.

STATE OF MICHIGAN  
COUNTY OF CALHOUN

I Trisha Nelson, Clerk of the City of Marshall, Michigan, do hereby certify that the above is true and correct copy of the Resolution relative to the Agreement with the Michigan Department of Treasury, which Resolution was adopted by the City Council of the City of Marshall at a meeting held on May 5, 2014.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

**D. Marshall Regional Law Enforcement Center Leases and Agreements:**

**Moved** Williams, supported Metzger to approve the Lease Between The City Of Marshall And The County Of Calhoun, the Intergovernmental Agreement Between City Of Marshall Building Authority, City of Marshall and Calhoun County Regarding The Construction And Operation Of The Marshall Regional Law Enforcement Center, and Marshall Regional Law Enforcement Center Building Occupancy And Staffing Agreement subject to the inclusion of the required arbitration agreement in a form acceptable by the City Manager and City Attorney. On a roll call vote – ayes: Mankerian, Metzger Miller, Reed, Revore, Williams, and Mayor Dyer; nays: none. **MOTION CARRIED.**

**E. Marshall Regional Law Enforcement Center Construction:**

**Moved** Williams, supported Metzger, to approve the expenditure of \$9,103.811 for the construction of the Marshall Regional Law Enforcement Center with Clark Construction. On a roll call vote – ayes: Miller, Reed, Revore, Williams, Mayor Dyer, Mankerian, and Metzger; nays: none. **MOTION CARRIED.**

**F. 2014 Goals Adoption:**

**Moved** Metzger, supported Reed, to adopt the 2014 City Visioning, Goals, Objectives, and Tasks. On a roll call vote – ayes: Reed, Revore, Williams, Mayor Dyer, Mankerian, Metzger, and Miller; nays: none. **MOTION CARRIED.**

**G. Third Quarter Financial Report:**

**Moved** Miller, supported Williams, to accept the 3<sup>rd</sup> Quarter Financial Report as presented. On a voice vote – **MOTION CARRIED.**

**H. Third Quarter Investment Portfolio:**

**Moved** Williams, supported Reed, to accept the 3<sup>rd</sup> Quarter Investment Portfolio as presented. On a voice vote – **MOTION CARRIED.**

**APPOINTMENTS / ELECTIONS**

Marshall City Council, Regular Session  
Monday, May 5, 2014

**Moved** Reed, supported Mankerian, to approve the appointment of Matthew Rodgers to the Planning Commission with a term expiring November 1, 2015. On a voice vote – **MOTION CARRIED.**

**PUBLIC COMMENT ON NON-AGENDA ITEMS**

None.

**COUNCIL AND MANAGER COMMUNICATIONS**

**ADJOURNMENT**

The meeting was adjourned at 8:26 p.m.

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James L. Dyer, Mayor

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Trisha Nelson, City Clerk